



STATE OF FLORIDA

DEPARTMENT OF JUVENILE JUSTICE

2004-01272

checked for # 3-9-04

NOTIFICATION TO
DEPARTMENT OF JUVENILE JUSTICE
REGARDING
DEPARTMENT OF CHILDREN AND FAMILIES
INSTITUTIONAL ABUSE INVESTIGATIONS

Warning: The information contained in this report is confidential. You are hereby notified that dissemination, distribution, or copying of this document is strictly prohibited, unless authorized by the Department of Juvenile Justice, Residential and Correction Facilities, South Region

To: Ramona Salazar-Morrabee, DCF Liaison

Phone: (561) 616-1576

Fax: (561) 616-1562

Suncom: 256-1562

Date: 3-1-04

From: Emily Melby

Title: CPIS

County: Broward

Telephone No. 954-327-2694

Suncom:

Name of Facility: Thompson Academy

Alleged Perpetrator: Alfred Duke

Name of Juvenile:

FPSS No:

Date of Allegation: 2-25-04

Time: 8:56 pm

Comments:

MR. DUKES dragged [redacted] out of bed and slammed him on the floor. MR. DUKES punched child in the jaw. Incident took place after MR. DUKES told the child to stop reading out loud. As staff was leaving, another youth laughed. MR. DUKES came back and told [redacted] "Your laughing now."

1/13/02

LA Inc. Reporting Form

RESIDENTIAL SERVICES 1756 N. CONGRESS AVENUE, 101, WEST PALM BEACH, FL 33409
JEB BUSH, GOVERNOR

WILLIAM G. "BILL" BANKHEAD, SECRETARY

03/02/2004 15:15

9545853756

BROWARD SHERIFFS

PAGE 03/03

But you'll be crying later, As a [REDACTED] sustained scratches on the right side of his face. He has small bruises on the right side of his face. One Bruise is on his forehead, one is on his cheekbone and one on his lower cheek.

DEPARTMENT OF JUVENILE JUSTICE
RESIDENTIAL AND CORRECTIONAL FACILITIES
SOUTH REGION

MANAGEMENT REVIEW FORM

TO: Jerry Blanton
RCF- South Region

FROM: Jasir Diab
YSI - Thompson Academy

DATE: 3/03/04

OIG CASE #:

DATE OF INCIDENT: 2/26/04

DATE INCIDENT REPORTED: 2/26/04

SUBJECT: Management Review on:
(Abuse call made by youth)

SYNOPSIS OF INCIDENT/COMPLAINT/ALLEGATION:

On 2/26/04 at approximately 8:35 pm youth [REDACTED] was placed on the telephone to speak with the abuse registry after handing Mark Hite, AFA a grievance. The report was given to Lisa ID # 5091 by youth Pierre regarding alleged physical abuse by staff Alfred Dukes on 2/24/04 at approximately 7:45pm.

After review of all applicable incident reports, witness statements and PAR report, it was determined that on 2/24/04 at approximately 7:45pm staff Alfred Dukes entered youth [REDACTED] room and asked him multiple times to stop talking and attempted to take the book away from the youth. According to staff statements the youth snatched away from Mr. Dukes at which time he was restrained. According to youth [REDACTED] Mr. Dukes had stated that he was going to make him cry. Mr. Dukes ran into the room, grabbed and slammed his head to the floor and then punched him. Youth [REDACTED] stated to Mr. Dukes that he was going to write a grievance and this is when Mr. Dukes proceeded to push his head on the floor even harder. Youth [REDACTED] stated that he told Mr. Dukes he could not breathe at which time Mr. Dukes placed his hand over [REDACTED] mouth. At this time Shift Supervisor Greg Minnis arrived on the unit and found Mr. Dukes restraining youth [REDACTED]. Youth was then examined by the RN. After examining youth [REDACTED], the RN treated the youth for a small cut on the forehead and minor scratches.

The Residential & Correctional Facilities South Region Office received the following report. This tracking sheet is provided to you, to have the following identified information and documents submitted to your Program Monitor in conjunction with the submission of the Management Review for this Incident.

Note: Management Review must be submitted to Program Monitor within five days after the incident.

Program Name:

THOMPSON ACADEMY

OIG Number:

2004-01272

Date of Incident:

2-24-04



Subject(s):

ALFRED DUKE

Brief Description of Incident:

VICTIM ALLEGED SUBJECT
SLAMMED HIM TO THE FLOOR
PUNCHED HIM AND ATTEMPTED
TO STRANGLE HIM. VICTIM
RECEIVED A SMALL LACERATION
ON HIS FOREHEAD AND MINOR
SCRATCHES

(CSA) Child Safety Assessment Number:

2004-324183

Abuse/Neglect Data Form:

PLEASE INCLUDE W/ MANAGEMENT
REVIEW

(IDS) Investigation Decision Summary Report

Regional Comments for follow up response:

Please follow up on
protection investigation.
Ensure that proper
medical attention was
provided

3/15/04 N/C 3/12/04
Jenny - please follow up
re: above comments. Management
Review is due 3/23/2004.
Shirley Dennis (copied 3-16-04 JJA)

3/16/04 spoke to Mr. Hite (11:19pm)
to request medical info as well
as filling out A/C - Findings & Action

3/16/04 1:37pm - CPT Holoby - case to be
closed with verified findings up above
in direction of Observer. Case
Duke was terminated according to
Mgmt Review (Hite)

3/19/04 - submitted

Management Review/ Substantiated Findings/
Corrective Action:

FINDINGS:

- Youth [REDACTED] was restrained by Youth Counselor Dukes and as a result received a small cut to his forehead and minor scratches.
- Youth [REDACTED] made a call to the Abuse Hot-Line, and his call was accepted.
- Broward Sheriff's Officer and Child Protective Investigator came out to the facility and interviewed [REDACTED] and several witnesses
- Youth Counselor Dukes did not have cause to restrain youth [REDACTED]
- Youth Counselor Dukes did not call for staff support as directed by supervisors and training

CONCLUSION:

Youth Counselor Dukes did not follow the PAR Matrix during the incident with youth [REDACTED]. Youth [REDACTED] actions did not warrant Youth Counselor Dukes initiating any type of restraint. The level of force used by Youth Counselor Dukes was inappropriate.

CORRECTIVE ACTION TAKEN:

- Youth Counselor Dukes employment was terminated by YSI.
- Staff will receive additional program training on 3/6/04 and 3/7/04.
- Shift Supervisors will receive additional training on how to investigate incidents and restraints.
- Staff will receive refresher training on PAR


Allegation / Classification

Findings

Action




**DEPARTMENT OF JUVENILE JUSTICE
OFFICE OF THE INSPECTOR GENERAL
BUREAU OF INVESTIGATIONS
Incident/Complaint Report Form
Electronic Version for "B" List Reports**

<u>YSI - Thompson Academy</u>	<u>Broward</u>	<u></u>
Facility/Program/Office Name	County	O.I.G. Case Number
<u>17</u>	<u>South</u>	<u></u>
Circuit #	Region	Branch

Reporting Person/Title:	Mark Hite / Assistant Facility Administrator	Local Telephone # (954) 967-6300	SunCom # N/A
Contact Person/Title	Jasir Diab / Facility Administrator	(954) 967-6300	N/A
		Time Email Sent	2330 hrs
		Time of Incident	Approx. 1500

Specific Place/Location of Occurrence: Lakes Unit /Room 7

*For all juveniles, reporting persons must include either a JJIS # or SSN. SSN is also needed for staff (subjects only) on the following types of incidents: employee arrests and abuse allegations (physical and sexual)

Name of Complainant(s)	Position/Title	Level	SSN/JJIS#	Race/Sex	D.O.B.
	Client/Committed	6		B / M	
<u></u>	<u></u>	<u></u>	<u></u>	<u></u>	<u></u>

D. I. G. Case Number

Name of Victim(s)	Position/Title	Level	SSN/JJIS#	Race/Sex	D.O.B.
[REDACTED]	Client/ Committed	6	[REDACTED]	B/M	[REDACTED]
Name of Subject(s)	Position/Title	Level	SSN/JJIS#	Race/Sex	D.O.B.
Alfred Duke	Youth Counselor		[REDACTED]	B/M	11/8/76
Name of Witness(es)	Position/Title	Level	SSN/JJIS#	Race/Sex	D.O.B.
Magdalene Hinds	Youth Counselor			B/F	
[REDACTED]	[REDACTED]	6	[REDACTED]	B/M	[REDACTED]
[REDACTED]	Committed Youth	6	[REDACTED]	W/M	[REDACTED]

Detailed Background Narrative of Incident/Complaint:

On 2/25/04 at approximately 8:35 pm youth [REDACTED] was placed on the telephone to speak with the abuse registry after handing Mark Hite, AFA a grievance. The report was given to Lisa ID # 5091 by youth [REDACTED] regarding alleged physical abuse by staff Alfred Dukes on 2/24/04 at approximately 7:45pm.

After review of all applicable Incident reports, witness statements and PAR report, it was determined that on 2/24/04 at approximately 7:45pm staff Alfred Dukes entered youth [REDACTED] room and asked him multiple times to stop talking and attempted to take the book away from the youth. According to staff statements the youth snatched away from Mr. Dukes at which time he was restrained. According to youth [REDACTED], Mr. Dukes had stated that he was going to make him cry. Mr. Dukes ran into the room, grabbed and slammed his head to the floor and then punched him. Youth [REDACTED] stated to Mr. Dukes that he was going to write a grievance and this is when Mr. Dukes proceeded to push his head on the floor even harder. Youth [REDACTED] stated that he told Mr. Dukes he could not breathe at which time Mr. Dukes placed his hand over [REDACTED] mouth. At this time Shift Supervisor Greg Minnis arrived on the unit and found Mr. Dukes restraining

youth [REDACTED]. Youth was then examined by the RN. After examining youth [REDACTED] the RN treated the youth for a small cut on the forehead and minor scratches.

Immediate Action Taken/Current Status of Situation:

Staff Alfred Dukes was placed on administrative leave without pay on 2/25/04 pending the outcome of the CPI and internal investigation. The situation is still under investigation by BSO, CPI and the facility.

Individuals/Agencies Notified:

Name	Contact Person	Date	Time
Law Enforcement (LE)	John Wolf, BSO	2/26/04	1:31 pm
If LE contacted:	Case number: BSO4-02-12234		
DJJ Regional Director			
DJJ Security Chief			
DJJ Contract Monitor	Jerry Blanton	2/26/04	4:20 pm
Abuse Registry (abuse operator name and operator #)	Lisa ID # 5091	2/25/04	8:35pm
State Attorney			
Judge			
Circuit Manager			
JPO			
Other	Eric Gallon (YSI Corp.)	2/26/04	10:30pm
Child Protective Investigations	Investigator Halaby, Case # 04-324183	2/26/04	1:31pm

For Escapes

(A) Committing Offense(s):

(B) Home City and County:

(C) Law Enforcement Home City and County Notified? ☐ Yes ☐ No

(D) Staff/Juvenile Ratio:

For Arrests of Employees

(A) Did Arrest Occur During Official Work Time? ☐ Yes ☐ No

(B) Did Arrest Occur While Employee In State/Provider Vehicle? ☐ Yes ☐ No

(C) Was Employee In State/Provider Uniform? ☐ Yes ☐ No

(D) Was the State/Provider ID Misrepresented? ☐ Yes ☐ No

(E) How Long Has Person Been Employed? _____

(F) What Is Employee's Disciplinary History?

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OIG Number:

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Date of Incident:

2-24-04

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[REDACTED]

Subject(s):

ALFRED DUKE

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Regional Comments for follow up response:

Please follow up on
protective investigation.
Ensure that proper
medical attention was
provided

3/15/04 N/Dir 3/12/04
Jenny - please follow up
re: above comments. Management
Review in due 3/23/2004.
Mark Jenner Copied 3-16-04 JJA

3/16/04 - spoke to Mr. Hite (1:19pm)
+ requested medical info/ as well
as filling out A/C - Bindings + Admin

3/19/04 - CPT Hiteley - case to be
closed with verified findings of Abuse
in direction of Abuse - Case
JJA was terminated according to
Organic Review (Hite) JJA

3/19/04 - submitted new protocols

Management Review/ Substantiated Findings/

Corrective Action:

4/3/04 Jenny - please provide A/N Data Form
and other back-up info.
Mark Jenner Copied 4-6-04 JJA